

Chapter 17.44: Additional Development Standards

§17.44.050. The Right To Farm

A. Findings

1. As Logan grows, the City will begin to annex land area that is currently in agricultural production.
2. The City still has agricultural uses within its existing boundaries.
3. The City recognizes that the owners of these farms have certain rights for the agricultural uses to continue.
4. Protecting the rights of agricultural uses to continue is important in order to avoid the conflict between longstanding agribusinesses and newly settled homeowners.

B. Right To Farm Standards

1. The right of a farm to continue to accepted agricultural practices for purposes of commercial farming, ranching, or crop production shall be a permitted use.
2. To be protected with the “right to farm,” agricultural uses shall operate within the provisions of the law related to the use of pesticides and operations of equipment.
3. When the City approves urban development adjoining agricultural uses, the urban project shall be required to ensure that its future buyers, tenants, or occupants recognize that the right of a farm to continue is a City policy.

C. Protective Standards

When urban development is considered adjoining existing agricultural uses, the City shall not impose regulations that will interfere with accepted farm operations, including:

1. Hours of operations: The City shall not limit the hours of operations or days of use;
2. Noise standards: Noise abatement or modification requirements shall be conditions of the urban land use and not preexisting agricultural uses.
3. Storage of working equipment: No limitations shall be imposed on equipment that is used in the operations of an existing farm or ranch, except that equipment that is abandoned or stored shall be kept in a safe and orderly manner.

D. Mediation and Assistance in Determining Compliance

In the event that any person forwards an argument that an agricultural operation protected by the provisions of this section is not utilizing accepted agricultural practices in its operations, the City shall utilize the resources available from the Utah State University College of Agriculture in determining the acceptable standards for the practices.